

[13265/7] IFWIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: James A. MOONEY et al.

Serial No.: **10/698,495**

Filed: October 31, 2003

For: VIBRATORY SCREENING MACHINE AND VIBRATORY
SCREEN AND SCREEN TENSIONING STRUCTURE

Examiner: Matthew J. KOHNER

Art Unit: 3653

Confirmation No.: 9594

Address to:

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the
United States Postal Service with sufficient postage as first class mail in
an envelope addressed to: Mail Stop Amendment, Commissioner for
Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

Date: 4/26/05 Reg. No. 48,912Signature: J. M. Vereb
John M. VerebTRANSMITTAL

SIR:

Please find a Response to Restriction Requirement transmitted herewith for filing in
the above-identified patent application.

No fee is believed to be required. However, if any fee is required, please use Deposit
Account No. **11-0600**. A duplicate of this transmittal letter is enclosed for that purpose.

Respectfully submitted,

Dated: 4/26/05

By:

J. M. Vereb
John M. Vereb
(Reg. No. 48,912)

KENYON & KENYON
One Broadway
New York, NY 10004
Telephone: (212) 425-7200
Facsimile: (212) 425-5288
CUSTOMER NO. 26646



[13265/7]

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : James A. MOONEY et al.
Serial No. : 10/698,495
Filing Date : October 31, 2003

For : VIBRATORY SCREENING MACHINE AND VIBRATORY
SCREEN AND SCREEN TENSIONING STRUCTURE
Group Art Unit : 3653

Examiner : Matthew J. KOHNER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on:

Date: 4/26/05

Signature: Jerry M. Vereb
John M. Vereb Reg. No. 48,912

RESPONSE TO RESTRICTION REQUIREMENT

SIR:

This paper addresses the Office Action dated March 31, 2004.

REMARKS

The Office Action of March 31, 2004 states that the present application includes claims directed to the following inventions:

Group 1, claims 1 to 20, drawn to a vibratory screen-tensioning member, classified in class 209, subclass 404.

Group 2, claims 21 to 33 and 39 to 41, drawn to a vibratory screening machine, classified in class 209, subclass 352.

Group 3, claims 34 to 38, drawn to a vibratory screen, classified in class 209, subclass 392.

The Office Action states that groups II and I are related as combination and subcombination and that inventions in this relationship are distinct if it can be shown that (1) the combination as claimed does not require the particulars of the subcombination as claimed for patentability, and (2) that the subcombination has utility by itself or in other combinations. The Office Action states that the combination as claimed does not require the particulars of the subcombination as claimed because the combination is directed to a vibratory screening machine which requires screen engaging members, but does not require a